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UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

LA ALLIANCE FOR HUMAN RIGHTS, an
unincorporated association, JOSEPH BURK,
HARRY TASHDJIAN, KARYN PINSKY,
CHARLES MALOW, CHARLES VAN SCOY,
GEORGE FREM, GARY WHITTER, and
LEANDRO SUAREZ, individuals,

Plaintiffs,
vs.

CITY OF LOS ANGELES, a municipal entity;
COUNTY OF LOS ANGELES, a municipal
entity; and DOES 1 through 10 inclusive,

Defendants.

Case No.: 2:20-cv-02291-DOC-KES
Assigned to Judge David O. Carter

**STATEMENT OF DEFENDANT
CITY OF LOS ANGELES RE: EX
PARTE APPLICATION TO
INTERVENE**

Emergency Status Conference:

Location: 350 W. 1st Street
Suite 4311 – Courtroom 1
Los Angeles, CA 90012
Date: March 19, 2020
Time: 10:00 a.m.

1 Within hours of the filing of the Orange County Catholic Worker’s (“Intervenor”)
2 *Ex Parte* Application For Intervention And Appearance At The Conference Set for March
3 19, 2020 (Dkt. No. 16, the “Application”), the Court issued an order granting that
4 application before any parties to this action had an opportunity to oppose it.

5 In order to preserve all rights, objections, and arguments of Defendant City of Los
6 Angeles (the “City”) with respect to the Intervenor’s Application, the City respectfully
7 submits to the Court that it intended to timely oppose the *ex parte* application within the
8 24-hour timeframe allowed by the Court’s rules, on the grounds that the Intervenor (1)
9 did not sufficiently establish the necessity for relief on an *ex parte* basis, and (2) did not
10 satisfy the requirements for intervention as of right pursuant to Rule 24(a) of the Federal
11 Rules of Civil Procedure.

12 With respect to Rule 24(a), neither of the Intervenor’s two asserted grounds for
13 intervention demonstrate a “significant protectable interest” at stake in this action to
14 warrant intervention. *See Perry v. Schwarzenegger*, 630 F.3d 898, 903 (9th Cir. 2011)
15 (affirming denial of motion to intervene as of right based on failure to demonstrate a
16 “significant protectable interest”). Even if the Intervenor had a significant protectable
17 interest in this action, the Intervenor failed to show how a decision involving the County
18 of Los Angeles in this action will impair or impede the Intervenor’s ability to protect any
19 such interest in a consent decree with the City of Bellflower (which is not a party here) in
20 a case that Plaintiffs claim is related to this one. Finally, the Intervenor did not establish
21 that no existing party would adequately represent that interest. *See Arakaki v. Cayetano*,
22 324 F.3d 1078, 1087-88 (9th Cir. 2003) (affirming denial of motion to intervene where
23 intervenors’ interests would be adequately represented by existing parties).

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1 Dated: March 17, 2020

2 MICHAEL N. FEUER, City Attorney
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/s/ Jessica Mariani
Deputy City Attorney
Attorneys for Defendant City of Los Angeles